

MINNESOTA BOARD OF PHARMACY

SEVEN HUNDRED AND FORTIETH MEETING

At approximately 8:30 a.m., September 19, 2001, the Minnesota Board of Pharmacy met in the University Room, at the University Park Plaza Building, 2829 University Avenue Southeast, Minneapolis, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance, with the exception of Mr. Carl Benson, who is currently hospitalized. Ms. Jean Lemberg, the Board's Vice-President, conducted the meeting. Also in attendance was the Board's Executive Director, Mr. David Holmstrom.

Ms. Jean Lemberg began the meeting by requesting that the Board members take a moment to recognize the problems of terrorism and to support our country in mourning the loss of lives in the terrorist actions of last week and in the coming fight to eliminate terrorism from the world.

After reviewing, revising and approving the agenda for this meeting, the Board addressed the minutes of the meeting of July 25, 2001. Ms. Betty Johnson then moved and Mr. Chuck Cooper seconded that the minutes be approved as written. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which it has received since its last meeting. The first such application was submitted on behalf of Centracare Pharmacy, in St. Cloud, Minnesota, by Mr. Lowell Johnson, Coordinator of Outpatient Pharmacy Services. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Vern Kassekert moved and Ms. Betty Johnson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with pharmacy Board rules dealing with licensure. The motion passed.

At this time, Pharmacist James Polucha appeared before the Board to discuss applications for licensure for Community Clinics Pharmacy-Southside in Minneapolis, Minnesota, and Community Clinics Pharmacy-Northend in St. Paul, Minnesota. After thoroughly discussing both of these applications with Mr. Polucha, and taking note of the unique nature of these proposed pharmacies and the need for variances relating to the size and operation of these proposed pharmacies, Mr. Tom Dickson moved and Mr. Chuck Cooper seconded that the applications be approved and licenses issued subject to the successful completion of on-site inspections by a member of the Board's staff, to assure compliance with pharmacy Board rules dealing with licensure and that the variances required for these two clinics be granted for a one-year period of time. The motion passed.

The fourth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Cub Pharmacy, in Blaine, Minnesota, by Mr. John Woll, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Chuck Cooper moved and Ms. Carol Peterson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with pharmacy Board rules dealing with licensure. The motion passed.

The fifth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Hy-Vee Pharmacy, in Owatonna, Minnesota, by Mr. Robert Duffee, Pharmacist-in-charge. Upon reviewing the file for this proposed pharmacy, the Board noted that a diagram of the pharmacy was not included in the application and, as a result, did not approve this application.

The sixth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Integrativecare Natural Pharmacy, in Vadnais Heights, Minnesota, by Ms. Delores Ryan, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Tom Dickson moved and Ms. Betty Johnson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with pharmacy Board rules dealing with licensure. The motion passed.

The seventh application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Petnet Pharmaceuticals, Inc., in Eagan, Minnesota, by Mr. Bradley Holmgren, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy and noting that this pharmacy is a nuclear pharmacy, which will be producing PET Pharmaceuticals, Mr. Chuck Cooper moved and Ms. Betty Johnson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with pharmacy Board rules dealing with licensure. The motion passed.

The eighth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Target Pharmacy, in Chaska, Minnesota, by Ms. Michon McGuire, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson moved and Mr. Vern Kassekert seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with pharmacy Board rules dealing with licensure. The motion passed.

The ninth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Target Pharmacy, in downtown Minneapolis, Minnesota, by Mr. David Hewitt, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Betty Johnson moved and Mr. Vern Kassekert seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with pharmacy Board rules dealing with licensure. The motion passed.

The tenth and final application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Target Pharmacy, in Minnetonka, Minnesota, by Ms. Sandra Nagy, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Vern Kassekert moved and Ms. Betty Johnson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with pharmacy Board rules dealing with licensure. The motion passed.

Mr. Holmstrom next presented to the Board a list of continuing education programs submitted to and reviewed by the Continuing Education Advisory Task Force between the dates of July 10, 2001 and August 14, 2001, and between August 14, 2001 and September 12, 2001. After reviewing the list of programs submitted to and reviewed by the Continuing Education Advisory Task Force, Ms. Carol Peterson moved and Mr. Tom Dickson seconded that those programs recommended for approval be so approved and that those programs for which denial of approval was recommended be denied. The motion passed.

The Board next turned its attention to the performance of candidates, for licensure by examination, that have completed all parts of the June 2001 Board examination. For full Board examination candidates, the Board determined that, in grading the examinations, the NAPLEX portion of the exam would be weighted at 65% of the total, the Board's Practical Examination weighted at 20% of the total, the Multistate Pharmacy Jurisprudence Examination weighted at 15% of the total, and that the minimum passing score on each of those parts, as well as the minimum overall score, would be 75. With the passing level thus established, Ms. Betty Johnson moved and Mr. Vern Kassekert seconded that the following candidates be granted licensure as pharmacists:

<u>NAME</u>	<u>CERTIFICATE #</u>	<u>REGISTRATION #</u>
Rebecca Jean Reis	7918	117326-6
Amy L. Mikkelson	7919	117327-9
Shanna L. Myers	7920	117328-2
James Leon Hand	7921	117329-5
Laurel Jane Clair	7922	117330-5
Lisa Marie Zimney	7924	117332-1
Cari Michelle Labonne	7925	117333-4
Jodi L. Grabinski	7926	117334-7
Jennifer Ann Hirschey	7927	117335-0
David P. Peterson	7928	117336-3
Daniel William Dixon	7931	117339-2
Mohamed Ahmed Aw-Dahir	7932	117340-2
Chris Jerrod Meyer	7933	117341-5
Jason Phillip Hinrichs	7934	117342-8
Doris Joongsun Uh	7942	117348-6
Freddie Y. Wong	7943	117349-9
Kathryn Ann Sloan	7944	117350-9
Brent Joseph Ferguson	7946	117352-5
Chris Filopoulos	7947	117353-8
Michael Paul Namisnak	7949	117355-4
Angela Ann Launsbach	7950	117356-7
Kenzie Lane Wickman	7951	117357-0
Chrystian R. Pereira	7952	117358-3
Dacotah J. Yokom	7953	117359-6
Julie Lynn Stauss	7954	117360-6
Galina Shteyman	7955	117361-9
Allison I. Farley	7956	117362-2
Amy L. Fossum	7962	117366-4

The Board next addressed itself to the performance of the candidates for licensure by reciprocity that have taken the Multistate Pharmacy Jurisprudence Examination for Minnesota since the Board's last meeting. After a thorough review of the performance of candidates for licensure by reciprocity, Ms. Betty Johnson moved and Mr. Vern Kassekert seconded that, having passed the Multistate Pharmacy Jurisprudence Examination required of candidates for licensure by reciprocity, the following candidates be granted such licensure based on their current license to practice in the state listed with their name:

<u>CERTIFICATE #</u>	<u>NAME</u>	<u>STATE OF ORIGINAL LICENSURE</u>
7923	Janel Marie Holm	CO
7929	Stephen James Groth	WI
7930	Laura Ann Whitson	IN
7935	Diane Marie Kimball	SD
7936	Pamela Renee Tennyson	ND
7939	Abdelgadir Mokhtar Gebrel	MD
7940	Jennifer Lynn Farley	NM
7941	Joel Franklin Farley	NM
7945	Jacklyn Ann Samuels	OK
7948	Shane Michael Himmerich	SD
7959	David Lee Novick	AZ
7960	Jeffrey Dale Fahrenbruch	TX
7961	Naomi Nmano Elliott	KS
7963	John Richard Biller	IA
7964	Christine Helen Dearing	WA
7965	Rebecca Joyce Nowak	WA

At this time Ms. Kathleen Wickstrom, RN, Clinic Director of Alliance Clinic, and Ms. Kaye Fischer, RPh, Pharmacist-in-charge at the Alliance Clinic Pharmacy, appeared before the Board to discuss the dispensing and administration of Methadone at this clinic. In addition to discussing the dispensing/administration issues, recently identified during a recent inspection visit, Ms. Wickstrom and Ms. Fischer also presented the Board with a request for a variance relating to nurse entry into the pharmacy at times when the pharmacist is not present and on duty. At the conclusion of the discussion with Ms. Wickstrom and Ms. Fischer on these issues, the Board determined that the dispensing/administration issue might be addressed by identifying the doses dispensed in the absence of the pharmacist as physician dispensing. The variance request relating to nurse entry into the pharmacy was given its first reading and will be acted on at the Board's meeting of October 24, 2001.

At this time, Mr. Bill Schommer, from Fairview Pharmacy Services, appeared before the Board to discuss three different proposals being made by Fairview relating to the provision of pharmacy services. Two of the proposals involved telepharmacy services and one involves a proposal for a prescription "drop station" at a senior citizen high-rise. The Board thoroughly discussed all of these proposals with Mr. Schommer and indicated that it will consider them over the interim and address them again at the October Board meeting.

The Board next addressed a proposal for a telepharmacy project submitted by Pharmacist William Grammond, Manager of Operations, at St. Mary's Duluth Clinic Pharmacy Services. The proposal by SMDC is to provide pharmacy services to an SMDC affiliated clinic in Remer, Minnesota, from the SMDC Pharmacy in Duluth. After discussing this proposal, the Board determined it would also consider this proposal over the interim and take final action on the proposal at the October 24, 2001, Board meeting.

Mr. Holmstrom next presented to the Board a letter, from Board candidate Ryan Cassity, requesting that the Board reconsider the grade that Mr. Cassity received on the June 2001 Board Exam. Mr. Cassity argued that the Board should give him credit for an overdose of a pediatric patient because Mr. Cassity did not avail himself of the opportunity to bring a USP-DI reference book to the examination, but that in a real practice situation, such a reference would have been available to him. The Board rejected this argument in that Mr. Cassity had the same opportunity as every other examination candidate to obtain the allowable reference.

Secondly, Mr. Cassity argued that he correctly prepared a loading dose of Dilaudid on one of the examination questions, and was incorrectly identified as having prepared the product in error. Upon reviewing Mr. Cassity's examination, the Board determined that, while Mr. Cassity may have included the appropriate amount of Dilaudid in the IV solution, he incorrectly calculated the amount of bupivacaine in which the Dilaudid was to be mixed. As a result, the Board declined to change Mr. Cassity's grade on the examination.

Mr. Holmstrom next presented information to the Board regarding internship experience obtained by Ms. Leah Buettner, a potential exam candidate from Canada. After reviewing Ms. Buettner's internship experience in Canada, Ms. Betty Johnson moved and Mr. Tom Dickson seconded that the Board accept the hours submitted by Ms. Buettner, but noted that as of the end of August of 2001, Ms. Buettner had only a total of 1,480 hours, when a total of 1,500 hours is needed to qualify for the examination. The motion passed with Mr. Vern Kassekert abstaining.

The Board next turned its attention to variance requests that have been submitted to the Board since its last meeting. The Board first addressed new variance requests that are receiving the first reading. The first such request was submitted on behalf of the UMD Health Services Pharmacy, in Duluth, Minnesota, by Dr. Lawrence Reich, Medical Director of the UMD Health Services. Dr. Reich is seeking a variance, which would allow him to be designated as the Pharmacist-in-charge at the UMD Health Services Pharmacy until the end of October of 2001, at which time the pharmacy license will be surrendered and the Health Services will operate through the authority of Dr. Reich to dispense medications to his patients as a "dispensing physician." After discussing this request, Mr. Tom Dickson moved and Mr. Chuck Cooper seconded that the Board suspend its requirement of two hearings for new variance requests and act on this request immediately. That motion passed.

Mr. Tom Dickson then moved and Mr. Chuck Cooper seconded that Dr. Reich's request be approved. The motion passed.

The next request for a new variance receiving its first reading was submitted on behalf of Owatonna Hospital Pharmacy, by Ms. Mikki Finnin, Pharmacy Manager. Ms. Finnin is requesting a variance that would allow the Owatonna Hospital Pharmacy to provide an emergency kit, which includes controlled substance drugs to the Owatonna Area Homecare and Hospice. Mr. Vern Kassekert then moved and Ms. Betty Johnson seconded that the Board suspend its policy of requiring two readings for new variance requests and act on this request immediately. That motion passed.

Mr. Vern Kassekert then moved and Ms. Betty Johnson seconded that the Board approve the variance requested on behalf of Owatonna Hospital Pharmacy for a one-year period of time. The motion passed.

The next request for a new variance receiving its first reading was submitted on behalf of HealthEast Pharmacies (St. Joseph's Hospital Pharmacy, St. John's Hospital Pharmacy, Bethesda Hospital Pharmacy, and Woodwinds Hospital Pharmacy), by Ms. Linda Benson, Group Director of Hospital Pharmacy Services for HealthEast Care System. The first request as submitted by Ms. Benson relates to maintaining prescriber order forms for two years. Ms. Benson is requesting a variance that would allow the various HealthEast Pharmacies to keep the NCR copies of the medication orders for 30 days with the originals being kept permanently as part of the patient's chart. Mr. Chuck Cooper then moved and Mr. Vern Kassekert seconded that the Board suspend its policy of requiring two readings for each new variance request and act on this request immediately. That motion passed.

Mr. Chuck Cooper then moved and Ms. Betty Johnson seconded that the variance requested, on behalf of the HealthEast Pharmacies, by Ms. Benson be approved on a permanent basis. The motion passed.

Ms. Benson is also requesting a second variance for St. John's Pharmacy, that would allow St. John's Pharmacy to store pharmacy records in a locked storage room located at the old Midway Hospital, also owned by HealthEast. The records would be labeled and stored by date and would be retrievable within 24 hours, if needed. Ms. Betty Johnson then moved and Mr. Vern Kassekert seconded that the Board, again, suspend its policy of requiring two readings for each new variance request and act on this request immediately. That motion passed.

Mr. Chuck Cooper then moved and Ms. Carol Peterson seconded that the variance requested by Ms. Benson, on behalf of St. John's Hospital Pharmacy, be approved on a permanent basis. The motion passed.

The next request for a new variance to be considered by the Board was submitted on behalf of Mille Lacs Health System Pharmacy, by Mr. Greg Steffenson, Pharmacist-in-charge. Mr. Steffenson is requesting a variance that would allow this hospital pharmacy to utilize a procedure allowing specified RN's and pharmacy technicians to prepare medications in the pharmacy at times when no pharmacist was available to cover the hours of operation. In keeping with its policy of requiring two readings for each new variance request, the Board gave this request its first reading and directed Mr. Holmstrom to obtain additional information regarding the technician functions being proposed by Mr. Steffenson. The Board will give this request its second reading at its scheduled meeting of October 24, 2001.

The next request for a new variance to be considered by the Board was submitted on behalf of Merwin's Long Term Care Pharmacy, by Mr. Stephen Langemo, Pharmacist-in-charge. Mr. Langemo is requesting a variance that would allow Merwin's to establish an emergency kit at the Hennepin County Home School in Minnetonka. In keeping with its policy of requiring two readings for each new variance request, the Board gave this request its first reading and directed Mr. Holmstrom to obtain additional information from Mr. Langemo regarding this proposal. The Board will give this request its second reading at its scheduled meeting of October 24, 2001.

The next request for a new variance to be considered by the Board was submitted on behalf of Fairview University Medical Center Pharmacy-University Campus, by Ms. Bonnie Senst, Pharmacist-in-charge. Ms. Senst is requesting a variance that would allow the University Campus of Fairview University Medical Center to expand its tech-check-tech program to include technicians checking the additions to automated medication dispensing systems utilized at the hospital. In keeping with its policy of requiring two readings for each new variance request, the Board gave this request its first reading and directed Mr. Holmstrom to obtain additional information, regarding the proposed use of technicians in this capacity, by Ms. Senst. The Board will give this request its second reading at its scheduled meeting of October 24, 2001.

The next request for a new variance to be considered by the Board was submitted on behalf of PharMerica, by Mr. Robert Decker, Consultant Pharmacist. Ms. Decker is requesting a variance that would allow PharMerica to establish an emergency medication kit for the Paynesville Good Samaritan Care Center, which would contain a sedative-controlled substance that normally would not be allowed in such emergency kits. Ms. Betty Johnson then moved and Mr. Chuck Cooper seconded that the Board suspend its policy of requiring two readings for each new variance request and act on this request immediately. That motion passed.

Ms. Betty Johnson then moved and Mr. Tom Dickson seconded that the Board approve the variance requested by Mr. Decker for a one-year period of time. The motion passed.

The final request for a new variance was submitted on behalf of Thrifty White Drug, in Hastings, Minnesota, by David Szatkowski, Pharmacist-in-charge. Mr. Szatkowski is requesting a variance to Minn. Rule 6800.3100, regarding the checking of the original container from which the medication was withdrawn during the certification steps of completing a prescription order. Thrifty White Pharmacy is utilizing a robotic filling device that prevents the checking of the original manufacturers container under normal circumstances. In keeping with its policy of requiring two readings for each new variance request, the Board gave this request its first reading. The Board will give this request its second reading at its next scheduled meeting of October 24, 2001.

The Board next turned its attention to extensions of previously granted variances that have been submitted to the Board. The first such request for an extension of a previously granted variance was submitted on behalf of Baxter Healthcare Corporation, in Champlin, Minnesota, by Mr. Bruce Erickson, Pharmacist-in-charge. Mr. Erickson is requesting an extension of several variances granted to this renal dialysis pharmacy when it was originally opened. Mr. Tom Dickson then moved and Mr. Vern Kassekert seconded that the previously granted variances for Baxter Healthcare Renal Pharmacy be approved for an additional three-year period of time. The motion passed.

The second request for an extension of a previously granted variance to come before the Board was submitted on behalf of Care Alliance Pharmacy, by Ms. Jeannette Haggerty, Consultant Coordinator. Ms. Haggerty is requesting an extension of a previously granted variance that allows nursing staff employed by Omnicare-Minnesota to assist pharmacists at Care Alliance Pharmacy with the monthly inventory of emergency kits at Long Term Care Facilities. Mr. Vern Kassekert then moved and Mr. Chuck Cooper seconded that the previously granted variance be extended for an additional one-year period of time. The motion passed.

The third application for an extension of a previously granted variance was submitted on behalf of Fairview Eagan Pharmacy, by Ms. Lisa Ganske, Regional Manager for Fairview Pharmacy Services. Ms. Ganske is requesting an extension of a previously granted variance that allows Fairview Eagan Pharmacy to secure and distribute sample medications for physicians of the Fairview Eagan Clinic. Mr. Tom Dickson then moved and Ms. Betty Johnson seconded that the previously granted variance be extended for an additional one-year period of time. The motion passed.

The fourth request for an extension of a previously granted variance was submitted on behalf of Fairview Hiawatha Pharmacy, in Minneapolis, Minnesota, by Mr. Kevin Weckwerth, Pharmacist-in-charge. Mr. Weckwerth is requesting an extension of a previously granted variance that allows Fairview Hiawatha Pharmacy to secure and dispense sample medications for the physicians at the Fairview Hiawatha Clinic located at the same address. Mr. Chuck Cooper then moved and Ms. Betty Johnson seconded that the previously granted variance be approved for an additional one-year period of time. The motion passed.

The fifth request for an extension of a previously granted variance was actually a request for an extension of three different variances previously granted to Fairview University Medical Center – Riverside Campus Pharmacy and was submitted by new Pharmacist-in-charge, Mr. Scott Knoer. Mr. Knoer is requesting extensions for variances relating to the storage of records off-site, relating to the storage of the NCR copy of medication orders for 30 days with the original copy being kept in the patient's chart, and the use of the USP authorized extended expiration date for unit-dose medications. Mr. Chuck Cooper then moved and Mr. Tom Dickson seconded that the variances requested by Mr. Knoer be extended for an additional one-year period of time. The motion passed.

The sixth request for an extension of a previously granted variance was submitted on behalf of Falls Memorial Hospital Pharmacy, by Mr. Scott Groehler, Pharmacist-in-charge. Mr. Groehler is seeking an extension of a previously granted variance that allows the pharmacy to prepare prepackaged antibiotic suspensions for dispensing out of the hospital's emergency room by ER physicians, when the pharmacies and clinic in town are closed. Mr. Vern Kassekert moved and Mr. Tom Dickson then seconded that the previously granted variance be extended for an additional one-year period of time. The motion passed.

The seventh request for an extension of a previously granted variance was submitted on behalf of Hennepin County Medical Center Outpatient Pharmacy, by Mr. Norm Wikelius, Outpatient Pharmacy Manager and Pharmacist-in-charge at the 1 North Pharmacy. Mr. Wikelius is requesting an extension of a previously granted variance that allows all three outpatient pharmacies at Hennepin County Medical Center to refill prescriptions from a common database with the refills being treated as refills rather than prescription transfers. During the discussion and deliberations on

this variance request, Board member Chuck Cooper excused himself from the meeting. Ms. Betty Johnson moved and Ms. Carol Peterson seconded that the variance requested by Mr. Wikelius be extended for an additional one-year period of time. The motion passed.

The eighth request for an extension of a previously granted variance was also submitted on behalf of Hennepin County Medical Center (HCMC) Outpatient Pharmacy, by Mr. Norm Wikelius, Outpatient Pharmacy Manager and Pharmacist-in-charge at the 1 North Pharmacy. The previously granted variance had to do with the fact that the walls of the 1 North Pharmacy do not extend to the true ceiling, but that the pharmacy is equipped with motion detectors. Again, Mr. Chuck Cooper was absent from the discussion and deliberations of this variance request. Ms. Betty Johnson moved and Mr. Vern Kassekert seconded that the previously granted variance relating to the security of the 1 North Pharmacy, at HCMC, be extended for an additional one-year period of time. The motion passed.

The ninth request for an extension of a previously granted variance was submitted on behalf of Hutchinson Community Hospital Pharmacy, by Ms. Dawn Hagen, Pharmacist-in-charge. Ms. Hagen is requesting an extension of a previously granted variance that allowed the pharmacy to control sample medication storage and distribution in the hospital and to include non-adjointing space utilized by the pharmacy department as part of the licensed pharmacy area. Mr. Tom Dickson then moved and Ms. Betty Johnson seconded that the previously granted variance be extended for an additional one-year period of time. The motion passed.

The tenth request for an extension of a previously granted variance was submitted on behalf of Lakeview Hospital Pharmacy, by Ms. Cynthia Appleseth, Pharmacist-in-charge. Ms. Appleseth is requesting an extension of a previously granted variance that allows pharmacy technicians to accompany the charge nurse into the pharmacy, after regular pharmacy hours, in order to assist the nurse in finding the medication needed for hospital inpatients. Ms. Betty Johnson then moved and Mr. Vern Kassekert seconded that the previously granted variance be extended for an additional one-year period of time. The motion passed.

The eleventh request for an extension of a previously granted variance was submitted on behalf of Mayo Pharmacy, by Mr. Peter Bjerke, Pharmacist-in-charge. Mr. Bjerke is requesting extensions of previously granted variances that allow Mayo Pharmacy to move some selective functions into a non-patient support area without having to obtain a second license, allow the Annex to act as a centralized support and prescription assembly facility to serve both Mayo Subway and Baldwin Pharmacies, and to utilize Mayo's automated process as a replacement for the required visual check of the original manufacturer's container from which medication was withdrawn for a given prescription. After discussing this request, Mr. Vern Kassekert moved and Mr. Tom Dickson seconded that the previously granted variances be extended for an additional one-year period of time. The motion passed.

The twelfth request for an extension of a previously granted variance was submitted on behalf of Methodist Hospital Pharmacy, in Rochester, Minnesota, by Ms. Karen Bergrud, Pharmacist-in-charge. Ms. Bergrud is requesting an extension of a previously granted variance that allows the hospital pharmacy to utilize technicians in a ratio of five technicians to one pharmacist in their production/compounding pharmacy only. After discussing this request, Mr. Chuck Cooper moved and Mr. Vern Kassekert seconded that the previously granted variance be extended for an additional one-year period of time. The motion passed.

The thirteenth request for an extension of a previously granted variance was also submitted on behalf of Methodist Hospital Pharmacy, in Rochester, Minnesota, by Ms. Karen Bergrud, Pharmacist-in-charge. This request, however, also applies to St. Mary's Hospital Pharmacy in Rochester. The previously granted variance allows two pharmacy technicians to waste and witness leftover controlled-substance drugs returned to pharmacy from anesthesiology. Ms. Carol Peterson then moved and Mr. Vern Kassekert seconded that the previously granted variance be extended for an additional one-year period of time. The motion passed.

The fourteenth request for an extension of a previously granted variance was submitted on behalf of Nords Pharmacy, in Fosston, Minnesota, by Mr. John Nord, Pharmacist-in-charge. This previously granted variance allows Nords Pharmacy to prepackage medications for dispensing by physicians from Fosston at the Oklee Clinic, in Oklee, Minnesota. Mr. Chuck Cooper then moved and Mr. Vern Kassekert seconded that the previously granted variance be extended for an additional one-year period of time. The motion passed.

The fifteenth request for an extension of a previously granted variance was submitted on behalf of Omnicare-Minnesota Pharmacy, by Ms. Jeannette Haggerty, Consultant Coordinator. This previously granted variance allows nursing staff employed by Omnicare-Minnesota to assist Omnicare pharmacists with the monthly inventory of emergency kits at long term care facilities serviced by Omnicare. Ms. Betty Johnson then moved and Mr. Vern Kassekert seconded that the previously granted variance be extended for an additional one-year period of time. The motion passed.

The sixteenth request for an extension of a previously granted variance was submitted on behalf by Mr. Paul Swan, Pharmacist-in-charge, of Pharmcare LLC, in Elbow Lake. The previously granted variance allows Mr. Swan to be the pharmacist-in-charge at both the Pharmcare Pharmacy and at the Grant County Healthcare Center. Mr. Tom Dickson then moved and Mr. Chuck Cooper seconded that the previously granted variance be extended for an additional one-year period of time. The motion passed.

The seventeenth request for an extension of a previously granted variance was submitted on behalf of PharMerica Pharmacy, by Ms. Cynthia Walker, Pharmacist-in-charge. Ms. Walker is requesting two extensions on behalf of PharMerica. The first is a variance that allows PharMerica to provide an expanded emergency kit at the St. Louis Park Plaza Health Care Center. The second variance allows nurses, employed by PharMerica, to assist the pharmacists in checking and inventorying the emergency kits at various long-term care facilities serviced by PharMerica. Mr. Vern Kassekert then moved and Ms. Betty Johnson seconded that the previously granted variance relating to the expanded emergency kit at St. Louis Park Plaza Health Care Center be extended for an additional one-year period of time. The motion passed.

Ms. Carol Peterson then moved and Mr. Vern Kassekert seconded that the previously granted variance relating to nurses checking emergency kits be extended for an additional one-year period of time. The motion passed.

The eighteenth request for an extension of a previously granted variance was submitted on behalf of Rx Express Pharmacy, by Mr. Larry Lindberg, Pharmacist-in-charge. Mr. Lindberg is seeking an extension of a previously granted variance that allows the pharmacy to accept returns

from assisted-living facilities under conditions similar to those required for returns from nursing homes. Mr. Chuck Cooper then moved and Mr. Tom Dickson that the previously granted variance be extended for an additional one-year period of time. The motion passed.

The nineteenth request for an extension of a previously granted variance was submitted on behalf of St. Elizabeth Hospital Pharmacy, in Wabasha, Minnesota, by Mr. Kurt Henn, Pharmacist-in-charge. Mr. Henn is requesting an extension of a previously granted variance relating to emergency room dispensing by nurses in the absence of a physician or pharmacist. Mr. Henn indicates that, during the past year, this variance was not used due to an expanded group of physicians servicing the emergency department. However, the medical staff at St. Elizabeth's Medical Center would like to have a two-year extension with the understanding that, if they continue to not see a need for the variance, they will not request any additional extensions. Ms. Carol Peterson then moved and Mr. Chuck Cooper seconded that the previously granted variance be extended for an additional two-year period of time. The motion passed.

The twentieth, and final, request for an extension of a previously granted variance was submitted on behalf of St. Francis Regional Medical Center Pharmacy, in Shakopee, Minnesota, by Ms. Anne Larson, Pharmacist-in-charge. Ms. Larson is seeking an extension of a previously granted variance that allows the pharmacy to provide prepacked medication, for physician dispensing after regular pharmacy hours, at the Chaska Urgent Care Clinic. After discussing this request, Ms. Betty Johnson moved and Mr. Tom Dickson seconded that the previously granted variance be extended for an additional one-year period of time. The motion passed.

The Board next turned its attention to new variance requests receiving their second reading. The first such request was submitted on behalf of Childrens Hospitals and Clinics, in Minneapolis, Minnesota, by Ms. Susan Bickmore, Pharmacist-in-charge. Ms. Bickmore is requesting a variance from Minn. Rule 6800.1050, relating to various pieces of required equipment in licensed pharmacies. After, again, considering Ms. Bickmore's request, Mr. Vern Kassekert moved and Mr. Tom Dickson seconded that the variance requested by Ms. Bickmore be approved for a one-year period of time. The motion passed.

The second request, for a new variance, is an appeal by Ms. Bonnie Senst of the Board's previous decision to deny a variance request related to the use of matrix drawers in the automated medication dispensing system in use at Fairview University Medical Center. After discussing the additional information provided by Ms. Senst relating to the very limited use of matrix drawers in the automated dispensing units, Mr. Tom Dickson moved and Ms. Betty Johnson seconded that the Board reverse its previous decision and grant a one-year variance for the use of matrix drawers as outlined by Ms. Senst. The motion passed.

Mr. Holmstrom next presented to the Board some information brought to his attention by Board of Pharmacy surveyors relating to the OPUS-color coded airtight dispensing system, as it relates to the acceptance of returns from nursing homes. Mr. Holmstrom suggested that the Board take a second look at the OPUS system and determine whether it will continue to accept the return of medications from OPUS systems used in long term care facilities. The Board then directed Mr. Holmstrom to contact representatives of the maker of the OPUS system and invite them to appear at the Board's next meeting to discuss this issue.

Mr. Holmstrom next presented to the Board a question he received from Board of Pharmacy inspectors relating to the labeling requirements for a new drug being marketed called Advair. Advair comes packaged in a sealed outer wrap which, when removed, begins the running of a 30-day expiration date for the product. Board rules require that pharmacy labels be placed on the immediate container of drugs being dispensed to the patient, which would normally require that the outer wrap on Advair be removed and a label applied to the inner container. This creates a problem in that, if the medication is not immediately started, the 30-day expiration date may expire before the medication is used. After discussing this issue, the Board took the position that, for this drug product only, pharmacists may place the label on the outer box.

Mr. Holmstrom next presented to the Board a letter and supporting materials submitted by Mr. Robert Furth, Director of Infusion Operations for Gentiva Health Services, in Eagan, Minnesota, requesting that the Board reconsider its decision taken at the July Board meeting regarding the use of certain order forms for home infusion products that contain Gentiva's name and address. After reviewing the information submitted by Mr. Further, Mr. Vern Kassekert moved and Ms. Carol Peterson seconded that the Board rescind its previous position and allow Gentiva Health Services to use the forms containing their name and address.

Mr. Holmstrom next presented the Board with the findings of the Legislative Auditor regarding the audit recently completed and the Board of Pharmacy's operations. The Board was pleased to find that the auditor did not issue any written findings requiring correction by the Board.

Ms. Carol Peterson, Mr. Chuck Cooper, Mr. Vern Kassekert, and Mr. David Holmstrom next described for the Board the very interesting tour of correctional facilities they participated in at the invitation of the Minnesota Department of Corrections.

Mr. Holmstrom next described, for the Board, the preparations being made at the Board of Pharmacy offices for the possibility of a strike by AFSCME and MAPE employees and indicated that he would keep the Board members informed of any issues that might arise in that regard.

There being no further business requiring action by the Board at this time, Ms. Lemberg adjourned the meeting at approximately 2:30 p.m.

PRESIDENT

EXECUTIVE DIRECTOR